

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING

OF

TUESDAY, FEBRUARY 21, 1984

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS -12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor Hedgecock at 9:07 a.m. The meeting was recessed by Mayor Hedgecock at 9:50 a.m. to meet in Closed Session in the twelfth floor conference room on personnel matters and to reconvene as the Redevelopment Agency at 10:30 a.m. followed by the Housing Authority meeting. Mayor Hedgecock reconvened the Council Meeting at 11:32 a.m. with Council Member Jones not present and immediately recessed the meeting to meet again in Closed Session in the twelfth Floor conference room on personnel matters and to reconvene as the Council at 2:00 p.m. The meeting was reconvened by Mayor Hedgecock at 2:06 p.m. with Council Members Mitchell, Cleator, McColl, and Jones not present. The meeting was recessed by Mayor Hedgecock at 2:10 p.m. Deputy Mayor Gotch reconvened the meeting at 2:35 p.m. with Mayor Hedgecock and Council Members Mitchell, Cleator and Jones not present. Mayor Hedgecock recessed the meeting at 2:41 p.m. The meeting was reconvened at 3:00 p.m. by Mayor Hedgecock with Council Members Cleator and Jones not present. Deputy Mayor Gotch adjourned the meeting at 4:28 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor Hedgecock-present.
  - (1) Council Member Mitchell-present.
  - (2) Council Member Cleator-present.
  - (3) Council Member McColl-present.
  - (4) Council Member Jones-excused by R-260162 (illness).
  - (5) Council Member Struiksma-present.
  - (6) Council Member Gotch-present.
  - (7) Council Member Murphy-present.
  - (8) Council Member Martinez-present.
- Clerk-Abdelnour (eb a.m.; mp p.m.)

FILE LOCATION:

MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:  
Mayor Hedgecock-present.  
Council Member Mitchell-present.  
Council Member Cleator-present.  
Council Member McColl-present.

Council Member Jones-not present.  
Council Member Struiksmma-present.  
Council Member Gotch-present.  
Council Member Murphy-present.  
Council Member Martinez- present.

ITEM-10: INVOCATION

Invocation was given by Reverend Robert Anderson, United  
Church of Christ, Union Congregational, La Jolla.

FILE LOCATION:

MINUTES

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Murphy.

FILE LOCATION:

MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

1/2/84 Adjourned

1/3/84 A.M. and P.M.

1/9/84 Special A.M.

1/9/84 P.M.

1/10/84 A.M. and P.M.

1/16/84 Adjourned

1/17/84 A.M. and P.M.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: A047-051).

MOTION BY MARTINEZ TO APPROVE. Second by Murphy. Passed by the  
following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not  
present, Struiksmma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor  
Hedgecock-yea.

\* ITEM-50: (O-84-159) ADOPTED AS ORDINANCE O-16163 (New Series)

Amending Chapter III, Article 3, Division 35 of the San  
Diego Municipal Code by amending Section 33.3511, relating to  
massage business and massage technicians.

(Introduced on 2/6/84. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-51: (O-84-85) ADOPTED AS ORDINANCE O-16164 (New Series)

Amending Chapter V, Article 5, of the San Diego Municipal Code by repealing, amending, revising or adding sections to the Uniform Fire Code, all relating to fire protection and prevention.

(Introduced on 2/6/84. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-52: (O-84-163) ADOPTED AS ORDINANCE O-16165 (New Series)

Amending Chapter VI, Article 4 of the San Diego Municipal Code by renumbering Section 64.32.4 to Section 64.0411 relating to sewer rates adjustments.

(Introduced on 2/6/84. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-53: (O-84-21 Rev.) ADOPTED AS ORDINANCE O-16166 (New Series)

Amending Chapter IX, Article 1 of the San Diego Municipal Code by incorporating by reference the Uniform Building Code, 1982 edition, and making certain amendments, additions and deletions to said 1982 edition.

(Introduced on 2/6/84. Council voted 9-0.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-54: (O-84-152) ADOPTED AS ORDINANCE O-16167 (New Series)

Amending Section 1 of Ordinance O-15670 (New Series), adopted March 1, 1982, incorporating Lot 1, Olive Grove Tract, and a portion of Section 12, Township 14 South, Range 3 West, S.B.B.M., located north of La Cartera Street between Orange Grove Avenue and Barrymore Street, into R-1-5 Zone; extension of time to November 14, 1985.

(Case-83-0828/EOT2. Penasquitos East Community Plan Area. District-1. Introduced on 2/6/84. Council voted 9-0.)

FILE LOCATION:

ZONE 2/21/84

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-55: (O-84-151) ADOPTED AS ORDINANCE O-16168 (New Series)

Amending Section 1 of Ordinance O-15598 (New Series), adopted October 26, 1981 incorporating a portion of Pueblo Lot 1113, Miscellaneous Map-36, (approximately 1.39 acres), located on the south side of Camino Del Rio South, between Texas Street and I-805, into CO Zone; extension of time to November 25, 1985.

(Case-83-0848/EOT1. Mission Valley Community Plan Area. District-5. Introduced on 2/6/84. Council voted 9-0.)

FILE LOCATION:

ZONE 2/21/84

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksmayea,

Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-56: (O-84-155) ADOPTED AS ORDINANCE O-16169 (New Series)

Approving the amendment to the Pardee North City West Development Agreement.

(North City West Community Area. District-1. Introduced on 2/7/84. Council voted 9-0.)

FILE LOCATION:

DEVL Pardee North City West Development Agreement

COUNCIL ACTION: (Tape location: A070-080).

CONSENT MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT.

Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-100: (R-84-1272) ADOPTED AS RESOLUTION R-260115

Awarding a contract to David E. Carr, dba David Carr Construction, for the construction of Miramar Filtration Plant Laboratory Renovations for an estimated cost of \$28,550; authorizing the Auditor and Comptroller to transfer within Sewer Revenue Fund 41506, \$8,144 from CIP-46-080, Metro Pretreatment Laboratory (70292) to the Industrial Waste Control Program (70215); authorizing the expenditure of not to exceed \$8,144 from Industrial Waste Control Program (70292) to supplement funds previously authorized by Resolution R-259759, adopted on December 12, 1983, for providing funds for said project and related costs.

(Scripps Miramar Ranch Community Area. District-1.)

BID-5392

CITY MANAGER REPORT:

Bids for this project were opened on January 3, 1984 and there was only one bid. This bid of David Carr, an individual, in the amount of \$28,550 was 32 percent above the engineer's estimate of \$21,671. Eight bid packages were issued and one bid was received. This project consists of modifications to the present Industrial Waste Laboratory in order to accommodate approximately \$250,000 worth of State required lab equipment. It is felt that re-advertising for bids would not result in securing a lower bid and would simply delay this project. It is recommended that this contract be awarded to the sole bidder.

WU-P-84-083.

FILE LOCATION:

CONT-David Carr Construction CONFY84  
COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed  
by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-101:

19840221

Four actions relative to awarding contracts:  
Subitem-A: (R-84-1196) ADOPTED AS RESOLUTION R-260116

Hewlett-Packard Co. for the purchase of one desk-top gas  
chromatograph-mass spectrometer for an actual cost of  
\$65,662.24, including tax. BID-5345A  
Subitem-B: (R-84-1271) ADOPTED AS RESOLUTION R-260117

Enerco for the purchase of two epoxy coated ultraviolet  
water sterilizers for an actual cost of \$19,308.96, including  
tax and terms. BID-5433  
Subitem-C: (R-84-1269) ADOPTED AS RESOLUTION R-260118

Traffic Appliance Corporation for the purchase of one  
thousand parking meter security locks and one hundred parking  
meter cams for a total actual cost of \$14,113.74, including  
tax, terms and freight. BID-5505L\*  
Subitem-D: (R-84-1194) ADOPTED AS RESOLUTION R-260119

Cal Scape Inc., for furnishing the complete landscape  
maintenance of seven City Mini Parks as follows: 30th Street  
Mini Park; 41st Street Mini Park; 22nd Street Mini Park; "L"  
Street Mini Park; "J" Street Mini Park; Clay Avenue Mini Park,  
all as may be required for a period of twelve months beginning  
March 1, 1984 through February 28, 1985, for a total actual  
cost of \$10,822.14, including terms, with an option to renew  
contract for two additional twelve month periods with price  
increase not to exceed 5 percent of bid price for each twelve  
month period.

BID-5419  
(Districts-4 and 8.)

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-102: (R-84-1193) ADOPTED AS RESOLUTION R-260120

Awarding a contract to Burt C. Gentle Co., for the purchase of library furnishings at the San Ysidro Library as follows: Section I -library technical furnishings; Section II -lounge chairs; Section IV -miscellaneous, for a total cost of \$28,101.66, including tax and terms. BID-5414

NOTE: See Item 111.

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-103:

19840221

Five actions relative to Aero Drive drain and related improvements:

(See City Manager Report CMR-84-44. Serra Mesa Community Area. District- 5.)

Subitem-A: (R-84-1113) ADOPTED AS RESOLUTION R-260121

Authorizing the execution of an agreement with Daily Corporation for Aero Drive drainage and related improvements.

Subitem-B: (R-84-1158) ADOPTED AS RESOLUTION R-260122

Dedicating a portion of Lots 4 and 5, Block 15, Rosedale and Olive Avenue vacated as and for a public street and naming the same Olive Avenue.

Subitem-C: (R-84-1159) ADOPTED AS RESOLUTION R-260123

Approving the acceptance by the City Manager of that drain

easement deed of Daley Corporation granting to City an easement for storm drain purposes in a portion of Lot 4, Block 26, Rosedale, Map-826.

Subitem-D: (R-83-1737) ADOPTED AS RESOLUTION R-260124

Inviting bids for the construction of Aero Drive Drain on Work Order No. 118085; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$254,000 from Capital Outlay Fund 30245, CIP-11-204, Aero Drive Drain for said project and related costs; authorizing the Auditor and Comptroller upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. BID-5074

Subitem-E: (R-84-1274) ADOPTED AS RESOLUTION R-260125

Certifying that the information contained in Environmental Negative Declaration END-82-0557 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

COMMITTEE ACTION: Reviewed by TLU on 2/6/84. Recommendation to adopt the Resolutions. Districts 1, 2, 3, 4 and 5 voted yea.

FILE LOCATION:

Subitem-A MEET; CONTFY84

Subitem-B DEED F-2269; DEEDFY84

Subitem-C DEED F-2270; DEEDFY84

Subitem-D W.O. 118085;

Subitem-E MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-104:



19840221

Two actions relative to the final subdivision map of La Jolla Colony Unit No. 3, an eight-lot subdivision located westerly of Regents Road and Arriba Street:

(University North Community Area. District-1.)

Subitem-A: (R-84-1277) ADOPTED AS RESOLUTION R-260126

Authorizing the execution of an agreement with Donald L. Bren Company for the installation and completion of improvements.

Subitem-B: (R-84-1276) ADOPTED AS RESOLUTION R-260127

Approving the final map.

FILE LOCATION:

SUBD La Jolla Colony Unit No. 3 CONTFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-105: (R-84-1262) ADOPTED AS RESOLUTION R-260128

Granting an extension of time to October 1, 1984 to Skyview Associates, subdivider, to complete the improvements required in Skyview Estates Unit No. 2.

(Located northerly of Dolo Street and Le Conde Street. District-4.)

CITY MANAGER REPORT:

On October 1, 1979, the City entered into an agreement with Skyview Associates, a limited partnership, for the construction of public improvements for Skyview Estates Unit 2. Approximately 95 percent of the work has been completed. The agreement expired on October 1, 1981.

Due to prevailing economic conditions in the housing market, the developer has requested a time extension to October 1, 1984.

It is recommended that the time extension be granted since the incomplete improvements are not necessary to serve adjacent developments or the general public.

FILE LOCATION:

SUBD Skyview Estates Unit No. 2

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-106: (R-84-1305) ADOPTED AS RESOLUTION R-260129

Calling a public hearing to determine whether the public health, safety or general welfare requires the formation of an underground utility district to be known and denominated as the University Avenue (Interstate 805 to 40th Street) Underground Utility District.

(City Heights Community Area. District-3.)

CITY MANAGER REPORT:

This proposed district will underground the overhead utility facilities on University Avenue between Interstate 805 and 40th Street. This is a scheduled project in the FY'84 Capital Improvements Program. The underground project is proposed to commence in December, 1984 and be completed in August, 1985. The formation of this district will require the affected property owners to underground the portion of their utility service on their parcel prior to removal of the overhead utilities. A typical cost range for a private contractor to perform this conversion work on private property is \$500-\$1000. A future Resolution will establish the date for removal of overhead utilities as the undergrounding work approaches completion.

FILE LOCATION:

STRT K-125

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-107: (R-84-1287) ADOPTED AS RESOLUTION R-260130

Approving the acceptance by the City Manager of those public street, general utilities and access easement deeds of Neal H. Hooberman and Michael Kenney, granting to City easements for public streets, general utilities and water access in a portion of the Southeast Quarter of Section 1, Township 15 South, Range 3 West, S.B.M.; dedicating said land as and for public streets, and naming the same Miramar Road and Arjons Road.

(Located westerly of Miramar Road and Camino Ruiz. Mira Mesa Community Area. District-5.)

FILE LOCATION:

DEED F-2271 DEEDFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-108: (R-84-1111) ADOPTED AS RESOLUTION R-260131

Waiving the fees and charges in the amount of \$1,900 owed by the California Ballet Company to the Convention and Performing Arts Center for scheduled but unused Center facilities, pursuant to the provisions of Council Policy 700-43; authorizing the Auditor and Comptroller to transfer and expend the sum of \$1,900 from the General Fund (100) Unallocated Reserve (605) to the Convention and Performing Arts Center as payment in full for the facilities charges associated with the cancelled special performance of "The Nutcracker" by the California Ballet Company pursuant to Council Policy 700-43, Section A.3.

(See City Manager Report CMR-84-43.)

COMMITTEE ACTION: Reviewed by PFR on 2/1/84. Recommendation to adopt the Resolution. Districts 1, 2, 3, 4 and 7 voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-109:

19840221

Two actions relative to sewer fees:

(See City Manager Report CMR-84-37 and Committee Consultant Analysis PFR-84- 6.)

Subitem-A: (R-84-596) ADOPTED AS RESOLUTION R-260132

Establishing the following Trucker's Discharge Permit fees pursuant to Section 64.0518 of the San Diego Municipal Code, to cover the expense of permitting, monitoring, treating and

disposing of trucked domestic and industrial wastes: 1) The annual permit fee for the discharge of septic tank, chemical toilet and other domestic wastes into the San Diego Metropolitan Sewerage System shall be \$25.00 plus \$5.00 for each 1000 gallons of wastes to be discharged; 2) The permit fee for the discharge of Industrial Wastes into the San Diego Metropolitan Sewerage System shall be \$25.00 plus \$10.00 for each 1000 gallons of wastes to be discharged; the fees established by this resolution shall become effective on March 1, 1984.

Subitem-B: (R-84-597) ADOPTED AS RESOLUTION R-260133

Establishing an Industrial Wastewater Discharge Permit fee pursuant to Section 64.0508 of the San Diego Municipal Code, to cover the annual expense of inspecting and sampling Industrial Waste Discharge Permittees; the annual permit fee is based upon the Industrial Category to which an industry is assigned and average daily volume of Industrial Wastes being discharged to the public sewer; the Industrial Categories, as defined below, indicate the significance of the industrial waste discharge:

Category	Type of Industrial Waste
One	Toxic wastes that require treatment before being discharged to the public sewer.
Two	Toxic wastes that do not require treatment before being discharged to the public sewer.
Three	Nontoxic wastes, other than domestic wastes, being discharged to the public sewer.

Therefore, the following fees have been established:

Average Daily Industrial Waste Flow (Gallons per day)	Industrial Category		
	1	2	3
More than 100,000	\$2,000	\$1,200	\$1,000
50,001 to 100,000	1,500	1,000	600
25,001 to 50,000	1,250	600	500
10,000 to 25,000	650	500	300
100 to 10,000	500	275	200
Less than 100	25	25	25

Additional inspection and sampling caused by Discharge Permit violations will be charged, at the time of the violation, on an at cost basis plus overhead; the fees established by this resolution shall become effective on March 1, 1984.

COMMITTEE ACTION: Reviewed by PFR on 2/1/84. Recommendation to adopt the Resolutions. Districts 2, 3 and 7 voted yea. Districts 1 and 4 not present.

WU-U-84-002.

FILE LOCATION:

Subitems-A and B MEET  
COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-110: (R-84-939) ADOPTED AS RESOLUTION R-260134

1) Declaring that the domestic sewer service charge for each single-family dwelling unit serviced by a separate water meter shall be \$6.49 per month; 2) Establishing the following classifications of nonsingle-family residence User Groups for the corresponding Average Suspended Solids Concentrations and with corresponding rates per hundred cubic feet (HCF) of monthly water usage (assuming a normal 50 percent -70 percent ratio of sewer flow to water use), pursuant to Section 64.0406 of the Municipal Code: 15

User Class	Average Suspended Solids Concentration (Parts per Million)	Rate Per HCF	Percent of Monthly Sewer Service Charges
A	0 -100	41.2 cents	89.3
B	101 -200	43.1	93.6
C	201 -300	46.1	100.0
D	301 -400	46.1	100.0
E	401 -500	49.1	106.4
F	501 -600	51.0	110.7
G	601 -700	53.0	114.9
H	701 -800	55.0	119.2
I	801 -900	56.9	123.5
J	901 -1,000	58.9	127.8
K	1,000 +	*	*

\*Class K includes all discharges of wastewater containing average suspended solids concentration of more than 1,000 parts per million. The percent of the monthly sewer charge will be computed individually for each discharger in Class K with 127.8 percent to be increased by 4.27 for each 100 ppm suspended solids above 1,000.

4) The Water Utilities Department shall establish a three person Sewer Variance Board of Review to assign customers other than single-family residences to one of the User Group Classifications; 5) The Water Utilities Department shall institute and maintain a Departmental Instruction for

calculation of sewer charge variances incorporating variances based on average amount of suspended solids returned to the sewer system and the ratio of sewer flow to water use; this Resolution shall take effect and be in force on March 1, 1984.

(See City Manager Report CMR-84-38 and Committee Consultant Analysis PFR-84- 6.)

COMMITTEE ACTION: Reviewed by PFR on 2/1/84. Recommendation to adopt the Resolution. Districts 2, 3 and 7 voted yea. Districts 1 and 4 not present.

WU-U-84-024.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-111: (R-84-1286) ADOPTED AS RESOLUTION R-260135

Authorizing the expenditure of \$22,000 from Capital Outlay Fund 30245, CIP- 35-053 (San Ysidro Branch Library) for the purchase of initial furnishings and equipment; authorizing and directing the Purchasing Agent to proceed to publish in accordance with law, notice to contractors calling for bids for the necessary initial furnishings and equipment for the San Ysidro Branch Library expansion; authorizing the City Manager to execute a contract with the lowest responsible and reliable bidder for initial furnishings and equipment for the San Ysidro Branch Library expansion.

(San Ysidro Community Area. District-8.)

CITY MANAGER REPORT:

This Resolution will authorize expenditure from the Capital Outlay Fund of an additional \$22,000 for furnishings and equipment for the San Ysidro Branch Library. \$28,000 had been previously authorized for this purpose in FY 1982; however, the sole bid for partial furnishings by the Burt C. Gentle Co., Inc. will use the total authorized amount. The remaining furnishings, drapes, and equipment still need to be purchased. \$22,000 is available in the San Ysidro CIP budget from savings on the construction contract.

NOTE: See Item 102.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-112: (R-84-1301) ADOPTED AS RESOLUTION R-260136

Authorizing the City Manager to accept a grant of \$147,126 from the California Energy Commission for a traffic signal optimization program; authorizing the City Auditor and Comptroller to transfer \$147,126 from CIP-90- 245, Capital Outlay Unallocated Reserve to CIP-62-250, Signal Timing Optimization Program Phase 2.

(Centre City Community Area. District-8.)

CITY MANAGER REPORT:

The State of California is making available a \$1.4 million fund for grants to local governments to reduce fuel consumption in their areas through modifications to the timing of traffic signal systems within their jurisdiction. The City of San Diego has been granted a total of \$147,126 to optimize the signal timing at 150 intersections in our new computerized Central Business District traffic control system. Through this program specialized computer programs are utilized for retiming signal systems, resulting in minimized vehicle stops, fewer delays, and reduced fuel consumption. Impressive benefits from these specialized programs for traffic signal timing have been demonstrated in recent California Energy Commission projects in Garden Grove and Los Angeles. The efficiency gains resulting from statewide implementation of this program are estimated at 150 million gallons of fuel per year. Based upon the same data, comparable savings in the City would be approximately 3 million gallons per year. In addition to greater fuel efficiency, the program benefits include improved traffic flow for all road users, reduced fuel operating cost, reduced air pollutant emissions, and improved safety due to smoother flow.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-113: (R-84-1205) ADOPTED AS RESOLUTION R-260137

Requesting the City of National City to protect the right-of-way for a future interchange with State Route 54, located approximately one-quarter mile east of the existing

intersection of Reo Drive and Route 54; requesting the County of San Diego to protect the right-of-way for future interchanges of State Route 54 with (a) Briarwood Road, (b) the southerly extension of Woodman Street, and (c) a future street located approximately one-quarter mile east of the existing intersection of Reo Drive and State Route 54.

(See City Manager Report CMR-84-32.)

COMMITTEE ACTION: Initiated by TLU on 2/6/84. Recommendation to adopt the Resolution. Districts 2, 3, 4, and 5 voted yea. District 1 not present.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmay-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-114: (R-84-1216) ADOPTED AS RESOLUTION R-260138

Establishing a Class II Bike Route on both sides of North Torrey Pines Road from Genesee Avenue northerly to the City limits; prohibiting parking of vehicles on both sides of North Torrey Pines Road northerly from Genesee Avenue to the City limits; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

(La Jolla, Torrey Pines and University Community Areas. District-1.)

CITY MANAGER REPORT:

Portions of Genesee Avenue and North Torrey Pines Road comprise the "Sorrento Valley Bikeway" which is intended to improve bicycle access to such places as the UCSD campus, Torrey Pines State Park, and Del Mar. The portion of the bikeway on North Torrey Pines Road also coincides with the Bicentennial Bike Route established by CalTrans in 1976.

The requested parking prohibition is necessary to provide room for Class II bike lanes on both sides of North Torrey Pines Road. Alternative means of providing room for the bike lanes have been considered and found infeasible. For instance, reducing the width of the existing median would be extremely expensive (primarily because of differences in elevation between the northbound and southbound roadways) and would entail the removal of numerous mature eucalyptus trees. The parking removal will enable the provision of bike lanes which run the full length of North Torrey Pines Road from Genesee Avenue to the Del Mar City limits and connect to existing and proposed bikeways in Del Mar, on Genesee Avenue, and on the UCSD



campus.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-115: (R-84-1288) ADOPTED AS RESOLUTION R-260139

Authorizing the San Diego Housing Commission to negotiate for a six-month period with the Stonehaven Corporation for the purpose of developing proposed documents relating to the potential development of low and moderate income housing on a parcel of land owned by the City known as Site 132, located on Beyer Boulevard in the south San Diego area; directing the Housing Commission to bring the negotiated documents back to the City Council for review and potential approval in the event said negotiations are successful.

(See Housing Commission Report HCR-84-003CC. District-8.)

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-116: (R-84-1275) ADOPTED AS RESOLUTION R-260140

Authorizing the execution of a consent to agreement to purchase 1.2 million gallons per day of Metropolitan Sewerage System capacity from Chula Vista by the Otay Water District; authorizing the execution of a Sewage Disposal Agreement of 1984 with the Otay Municipal Water District for participation in the San Diego Metropolitan Sewerage System.

(See City Manager Report CMR-84-15.)

COMMITTEE ACTION: Reviewed by PFR on 1/18/84. Recommendation to adopt the Resolution. Districts 1, 2, 3, 4 and 7 voted yea.

WU-U-84-084.

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-117: (R-84-1222) ADOPTED AS RESOLUTION R-260141

Authorizing the second amendment to the agreement with Pilipino-American Senior Citizens Group of South Bay Area, Inc. in order to increase the compensation paid to the vendor for performing senior nutrition services for the City; authorizing the expenditure of \$788 from Fiscal 1983 Revenue Sharing Funds for the above program.

CITY COUNCIL REPORT:

On March 1, 1983, the City entered into a contract with the Pilipino-American Senior Citizens Group of South Bay Area, Inc., in the amount of \$9,500 for a senior citizen meal program in the community of San Ysidro. On May 23, 1983, the City increased the compensation to the contractor by \$4,000 for a new total of \$13,500. The increased compensation was for additional meals served above that which was contracted for. When the final accounting was complete for the fiscal year ending June 30, 1983, it showed that the contractor expended an additional \$788 above that which Council had previously authorized. The increased cost is related to additional meals being served.

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-118: (R-84-1289) ADOPTED AS RESOLUTION R-260142

Authorizing the execution of a supplemental agreement with Stradling, Yocca, Carlson & Rauth for legal services in connection with the appeal on the North City West Facilities Benefit Assessment; authorizing the expenditure of the sum of \$20,000 from the General Fund Unallocated Reserve for the above purpose.

(North City West Community Area. District-1.)

CITY MANAGER REPORT:

The firm of Stradling, Yocca, Carlson & Rauth has requested a supplemental legal services agreement in the amount of \$20,000 for

the preparation and finalization of briefs and oral argument to the Court of Appeals in the North City West Facilities Benefit case. They will also prepare amicus briefs on behalf of the California League of Cities and/or individual member cities of the League. The City Attorney concurs with the proposed supplemental agreement.

FILE LOCATION:

STRT FB-8

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-119: (R-84-1307) ADOPTED AS RESOLUTION R-260143

Authorizing Ray T. Blair, Jr., City Manager; Anne L. Rast, Assist. to City Manager; Libby Anderson, Director Financial Management to execute applications and documents for the purpose of obtaining financial assistance under the Federal Civil Defense Act of 1950, as amended (50 App. U.S.C., Sections 2251- 2297), and under the Disaster Relief Act (Public Law 288, 93rd Congress) for and on behalf of The City of San Diego.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-120: (R-84-1138 Rev.) ADOPTED AS RESOLUTION R-260144

Authorizing and empowering the City Manager to approve a three-month suspension of glider operations on property leased from the City at Nichols Airfield, Lower Otay Lake.

(See City Manager Report CMR-84-11 and Committee Consultant Analysis PFR-84- 5.)

COMMITTEE ACTION: Reviewed by PFR on 2/1/84. Recommendation to adopt the Resolution as amended by the Committee. Districts 1, 2, 3, 4 and 7 voted yea.

WU-PR-84-076.

FILE LOCATION:

LEAS San Diego Airports Center Inc. LEASFY84

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-yea.

840221

ITEM-150:

19840221

Four actions relative to financing plans for Penasquitos  
East and Mira Mesa Community Areas:

(See City Manager Reports CMR-84-60 and CMR-84-42.  
Penasquitos and Mira Mesa Community Plan Areas. Districts-1  
and 5.)

Subitem-A: (R-84-1218) ADOPTED AS RESOLUTION R-260145

Adopting the Public Facilities Financing Plan for the  
Penasquitos East Community Planning Area; authorizing the City  
Auditor and Comptroller to establish the Penasquitos East  
Community Development Fund (Fund No. 39055), such fund to be  
authorized to accrue interest to be used for the purposes of  
the fund.

Subitem-B: (R-84-1217) ADOPTED AS RESOLUTION R-260146

Adopting the Public Facilities Financing Plan for Mira Mesa  
Community Planning Area; authorizing the City Auditor and  
Comptroller to establish the Mira Mesa Community Development  
Fund (Fund No. 39052), such fund to be authorized to accrue  
interest to be used for the purposes of the fund.

Subitem-C: (O-84-171) INTRODUCED AS AMENDED, TO BE ADOPTED  
MARCH 5, 1984

Introduction of an Ordinance amending Chapter X, Article 2,  
Division 4 of the San Diego Municipal Code by adding Section  
102.0406.06.6 relating to park fees in the Penasquitos East  
Community Planning Area.

Subitem-D: (O-84-170) INTRODUCED AS AMENDED, TO BE ADOPTED  
MARCH 5, 1984

Introduction of an Ordinance amending Chapter X, Article 2,  
Division 4 of the San Diego Municipal Code by adding Section  
102.0406.06.5 relating to park fees in the Mira Mesa Community  
Planning Area.

COMMITTEE ACTION: Initiated by TLU on 2/6/84. Forwarded to Council  
without recommendation due to time constraints. Districts 2, 3, 4 and 5

voted yea.  
District 1 not present.  
FILE LOCATION:

Subitem-A LAND Penasquitos East Community Plan;

Subitem-B LAND Mira Mesa Community Plan;

Subitems-C and D - -

COUNCIL ACTION: (Tape location: A155-625).

MOTION BY STRUIKSMA TO ADOPT THE RESOLUTIONS FOR SUBITEMS A  
AND  
B, INTRODUCE THE ORDINANCES FOR SUBITEMS C AND D AS AMENDED TO

REFLECT A MODIFIED FEE SCHEDULE PRESENTED IN CITY MANAGER  
REPORT

CMR-84-60, AND REFER THE PROPOSAL OF A TASK FORCE, PRESENTED BY  
THE

CONSTRUCTION INDUSTRY FEDERATION, TO THE TRANSPORTATION AND  
LAND USE

COMMITTEE. Second by Cleator. Passed by the following vote:

Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present

Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor  
Hedgecock-yea.

ITEM-200: (R-84-635) RETURNED TO CITY MANAGER

(Continued from the meeting of January 23, 1984 at the City  
Manager's request.)

Awarding a contract to Compumat Company for furnishing  
coin-operated microcomputers at various San Diego Branch

Libraries for a period of three years beginning November 1,  
1983 through October 31, 1986 for an estimated revenue of  
\$1,000 per year per library. BID-5256

FILE LOCATION:

MEET CONFY84

COUNCIL ACTION: (Tape location: A051-060).

MOTION BY MURPHY TO RETURN TO THE CITY MANAGER AT THE CITY  
MANAGER'S REQUEST FOR FURTHER REVIEW. Second by Martinez. Passed  
by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor Hedgecock-yea.

ITEM-201: (R-84-1215) ADOPTED AS RESOLUTION R-260147

After full and complete discussion and deliberation, appointing Dr. Arthur Wagner to serve as a director of the Horton Plaza Theatres Foundation Board, to fill the vacancy caused by the resignation of Dr. Floyd Gaffney, for a term to expire October 1, 1985.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A091-101).

MOTION BY MURPHY TO ADOPT. Second by Gotch. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch- yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-202:

19840221

Eight actions relative to North City Parkway (Future Route 56) and Sabre Springs Parkway:

(Penasquitos East, Rancho Carmel, and Sabre Springs Community Areas. District-1.)

Subitem-A: (R-84-606) ADOPTED AS RESOLUTION R-260148

Approving the acceptance by the City Manager of those street easement deeds of Pardee Construction Company, Genstar Development Inc., and Rancho Carmel, granting to City easements for public street purposes in portions of Rancho de los Penasquitos and in Parcel A of Carmel Penasquitos Plaza, Map-7202; dedicating said land as and for a public street, and naming the same North City Parkway.

Subitem-B: (R-84-607) ADOPTED AS RESOLUTION R-260149

Approving the acceptance by the City Manager of that street easement deed of Pardee Construction Company, granting to City an easement for public street purposes in a portion of Sections 16 and 21, Township 14 South, Range 2 West, San Bernardino Meridian, and a portion of Rancho de los Penasquitos; dedicating said land as and for a public street, and naming the same Sabre Springs Parkway.

Subitem-C: (R-84-608) ADOPTED AS RESOLUTION R-260150

Approving the acceptance by the City Manager of those deeds of Pardee Construction Company and Rancho Carmel, granting to

City right-of-way for a freeway interchange on Interstate 15 at the proposed intersection with State Route 56, in a portion of Rancho de los Penasquitos.

Subitem-D: (R-84-609) ADOPTED AS RESOLUTION R-260151

Authorizing the City Manager to execute a public improvement permit for construction of Phase I street improvements within the right-of-way of streets proposed for dedication in portions of Rancho de los Penasquitos and in Parcel A of Carmel Penasquitos Plaza, Map-7202, and in a portion of Sections 16 and 21, Township 14 South, Range 2 West, San Bernardino Meridian, which permit shall contain the following conditions: 1) Preliminary design of project shall be submitted to EQD for

the purpose of preparing the scope of the EIR; 2) EIR shall be prepared by project applicant under the supervision of EQD and submitted to City for review; 3) Construction drawings incorporating all feasible mitigating measures as identified in the EIR shall be submitted to the City Engineer for review; 4) Plans for construction of the project shall be completed satisfactorily to the City Engineer; EIR approved by EQD as prerequisite requirements for submittal to Council for certification of the EIR and approval of the final plans; 5) All necessary permits from any other agencies shall be acquired by the applicant; 6) Applicant shall provide evidence satisfactory to the City Engineer of a contract with an appropriately licensed contractor to construct project by January 1, 1986; 7) Applicant shall have construction completed and ready to open to traffic by July 1, 1987.

Subitem-E: (R-84-610) ADOPTED AS RESOLUTION R-260152

Authorizing the execution of an agreement with Genstar Development, Inc. (Penasquitos Properties Division), Pardee Construction Company and Rancho Carmel for the purpose of relocating certain public utilities as may be required in portions of Rancho de los Penasquitos and in Parcel A of Carmel Penasquitos Plaza, Map-7202, and in a portion of Sections 16 and 21, Township 14 South, Range 2 West, San Bernardino Meridian.

Subitem-F: (R-84-1290) ADOPTED AS RESOLUTION R-260153

Authorizing the execution of an agreement with the State of California, Department of Transportation, which provides for reimbursement to the State for the cost of relocating certain

public utilities as may be required for the construction of North City Parkway in the Penasquitos East community.  
Subitem-G: (R-84-1291) ADOPTED AS RESOLUTION R-260154

Authorizing the execution of a joint use agreement with San Diego Gas and Electric Company to allow for construction of a portion of Sabre Springs Parkway within a portion of an existing San Diego Gas and Electric Company easement.  
Subitem-H: (R-84-611) ADOPTED AS RESOLUTION R-260155

Authorizing the execution of an agreement with Genstar Development, Inc. (Penasquitos Properties Division), which specifies that Genstar will receive a credit of not to exceed \$1,196,000 for certain street and relocation costs incurred by Genstar in the Penasquitos East community area, in the event that Genstar or a successor in interest is required to participate in the future in a financing plan for public improvements in the Penasquitos East Community.

**CITY MANAGER REPORT:**

Caltrans is planning to construct a new interchange on I-15 north of Poway Road in conjunction with a project to install high-occupancy-vehicle (HOV) lanes. The HOV lanes will extend from the new interchange to Route 163 at the south boundary of NAS Miramar. This interchange also has the potential to connect I-15

with the future Route 56 freeway. In order to provide for this future freeway connection as part of the interchange design, Caltrans requires that useable connections to the local street system be guaranteed. To satisfy this requirement, Council approval of several items is needed at this time.

The required connector roads will link the I-15 interchange with Rancho Penasquitos Blvd. on the west and Poway Road on the east. The work will be funded by Genstar, Pardee, and Rancho Carmel. The connector roads will be on the alignment of Route 56 and can be incorporated in that facility in the future. Council approval is needed to accept deeds for and to name the connector roads to transfer certain of the deeds to Caltrans for property within the interchange area and to authorize the Manager to issue a permit for construction of the connector roads. Council approval is also requested to authorize the City Manager to enter into agreements as follows: 1) With Genstar, Pardee, and Rancho Carmel to pay the cost of utility relocation work; 2) With the State providing for reimbursement to the State of costs incurred in accomplishing the utility relocation; 3) With SDG&E for joint use of an SDG&E



easement; 4) With Genstar providing that Genstar be credited for costs incurred in financing the connector road construction toward participation in any future financing plan for the Penasquitos community.

FILE LOCATION:

Subitem-A DEED F-2272; DEEDFY84

Subitem-B DEED F-2273;  
DEEDFY84

Subitem-C DEED F-2274; CONTFY84

Subitems-D, E, F, G and H MEET CONTFY84

COUNCIL ACTION: (Tape location: A101-112).

MOTION BY MARTINEZ TO ADOPT. Second by Murphy. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-330: (O-84-130) CONTINUED INDEFINITELY

(Continued from the meeting of January 17, 1984, at Samuel Blick's request.)

Proposal to approve the University Towne Centre Expansion Development Agreement.

The proposed University Towne Centre Expansion Development Agreement would apply to approximately 44.6 acres in the University City community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or to contribute facilities in lieu of payment as required by the North University City Facilities Benefit Assessment program. The development agreement would also assure the owner that the property could be developed in conformance with the University City Community Plan, the CA Zone, an approved Planned Commercial Development PCD-83-0117 and an approved Tentative Map TM-83- 0117 for the five-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is the University Towne Centre Shopping Center, generally

located on the south side of La Jolla Village Drive between  
Genesee Avenue and Towne Center Drive in the University City  
community. A brief legal description is as follows: Parcel 2,  
Parcel Map PM-6481, County of San Diego. The specific legal  
description is on file in the City Planning Department.

(District-1.)

FILE LOCATION:

DEVL University Towne Centre Expansion Development Agreement

COUNCIL ACTION: (Tape location: C012-031).

Testimony in favor of the continuance by Sam Blick.

MOTION BY GOTCH TO CONTINUE INDEFINITELY AT MR. BLICK'S

REQUEST

AND TO RENOTICE FOR A HEARING WHEN THE MATTER IS READY FOR  
COUNCIL

ACTION. Second by Struiksma. Passed by the following vote:  
Mitchell-not present, Cleator-not present, McColl-yea, Jones-not  
present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor  
Hedgecock-yea.

ITEM-331: (R-84-1468) AMENDMENT TO EXISTING CUP ADOPTED BY  
RESOLUTION  
R-260161

(Continued from the meeting of January 31, 1984, at the  
request of Southwestern Cable's representative.)

Matter of the application of Southwestern Cable TV for an  
amendment to an existing Conditional Use Permit CUP-0696, to  
enlarge an existing television office and studio facility and  
adjust the permit boundary for additional parking use. The  
property is located at 8949 Ware Court, a 2.72-acre site in  
Zone M-1B, within the boundaries of the Mira Mesa Community  
Plan, and is more particularly described as Parcels 3 and 4,  
Parcel Map PM-9713 and a portion of Section 11, Township 15  
South, Range 3 West, S.B.B.M.

(CUP-83-0696. AM. to CUP-589. District-5.)

FILE LOCATION:

PERM CUP-589

COUNCIL ACTION: (Tape location: C033-048).

Hearing began at 2:09 p.m. and halted at 2:10 p.m.

MOTION BY STRUIKSMA TO CLOSE THE HEARING AND TO GRANT THE  
AMENDMENT TO CUP-0696. Second by Murphy. Passed by the following  
vote: Mitchell-not present, Cleator-not present, McColl-yea,

Jones-

not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea,  
Mayor Hedgecock-yea.

ITEM-332: (O-84-169) INTRODUCED, TO BE ADOPTED MARCH 5, 1984

Proposal to amend Chapter X, Article 1, Divisions 4 and 5 of the San Diego Municipal Code relating to the regulation of theaters, nightclubs and bars in the CA (Area Shopping Center) Zone and to Conditional Use Permits. The proposal will include amendments relating to establishing a threshold level for the regulation of theaters, nightclubs and bars through conditional use permits in all commercial zones.

FILE LOCATION:

-

COUNCIL ACTION: (Tape location: C053-124).

Hearing began at 2:35 p.m. and halted at 2:41 p.m.

Mayor Hedgecock and Council Member Mitchell entered at 2:36 p.m.

Council Member Cleator entered at 2:37 p.m.

Testimony in opposition by Harry Florentine.

MOTION BY McCOLL TO INTRODUCE THE ORDINANCE. Second by Murphy.

Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

\* ITEM-S400:

19840221

Three actions relative to Carroll Park Court:

(Mira Mesa Community Plan Area. District-5.)

Subitem-A: (R-84-1378) ADOPTED AS RESOLUTION R-260156

Vacating Carroll Park Court north of Brown Deer Road adjacent to Lots 2-5 of Carroll Ridge Business Park III Subdivision, Map-10588, under the procedure for the summary vacation of streets where the portion of street to be vacated

consists of a portion of a street or highway that lies within property under one ownership and does not continue through such ownership or end touching property of another.

(A parcel map is required.)

Subitem-B: (R-84-1373) ADOPTED AS RESOLUTION R-260157

Approving the acceptance by the City Manager of that easement deed of Carroll Ridge Park, granting to the City a water easement over, under, along and across that portion of Carroll Park Court as closed and vacated to public use and

portions of Lots 1-4 of Carroll Ridge Business Park III,  
Map-10588.

Subitem-C: (R-84-1374) ADOPTED AS RESOLUTION R-260158

Authorizing the execution of a quitclaim deed, quitclaiming  
to Carroll Ridge Park, all the City's right, title and interest  
in a drain easement in Lot 2 of Carroll Ridge Business Park III  
Subdivision, Map-10588.

**CITY MANAGER REPORT:**

Carroll Park Court was dedicated as a cul-de-sac street by the  
Carroll Ridge Business Park III Subdivision in 1983. The owners of  
the abutting undeveloped property have petitioned for the closure to  
facilitate development of their property. Carroll Park Court to be  
vacated is bounded on the south by Brown Deer Road, terminates in a  
turnaround at the north end and provides access only for the  
adjacent properties. A parcel map consolidating the abutting lots  
into one parcel that will take access from Brown Deer Road has been  
processed and will record after the vacation has been approved. The  
closure is fully improved and contains sewer, water and drain  
facilities. The petitioner has obtained and bonded for a public  
improvement permit which, with the acceptance of the water easement  
deed, provides for the relocation of the water main, termination of  
the public's responsibility for the sewer and drain facilities, and  
construction of curb and sidewalk across the closure on Brown Deer  
Road.

Staff has concluded that this right-of-way is no longer needed  
for present or prospective public use and can be summarily vacated.  
A companion item to this vacation is the authorization to quitclaim  
a drain easement granted in 1983 at no cost to the City by the  
Carroll Ridge Business Park III Subdivision, Map-10588. The  
conversion of the drain facility from public to private  
responsibility makes the easement no longer needed for present or  
prospective public use. The City has no fee interest. This  
application was processed in accordance with Council Policy 600-15.

**FILE LOCATION:**

Subitem-A STRT J-2512 DEED F-2275;

Subitem-B DEED F-2276;

Subitem-C DEED F-2278 DEEDFY84

**COUNCIL ACTION:** (Tape location: A080-089).

**CONSENT MOTION BY CLEATOR TO ADOPT.** Second by Martinez. Passed  
by the following vote: Mitchell-yea, Cleator-yea, McColl-yea,

Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-yea.

ITEM-S401: CONTINUED TO MARCH 5, 1984, 2:00 P.M. TIME CERTAIN

19840221

(Continued from the meetings of January 23, 1984 and  
February 13, 1984; last continued at the City Manager's  
request.)

Two actions relative to the issuance of Hospital Revenue  
Bonds for Villaview Community Hospital:

(See City Manager Reports CMR-84-61 and CMR-84-4.  
District-3.)

Subitem-A: (O-84-136 Rev.)

Introduction of an Ordinance authorizing an operating  
agreement with Villaview Community Hospital and an indenture,  
contract of insurance, and regulatory agreement in connection  
with the issuance of City of San Diego Insured Hospital Revenue  
Bonds (Villaview Community Hospital) in a principal amount not  
to exceed \$7,250,000, and for a term not to exceed 40 years.

(Six votes required.)

Subitem-B: (R-84-1137 Rev.)

Adoption of a Resolution authorizing the issuance and sale  
of the City of San Diego insured Hospital Revenue Bonds  
(Villaview Community Hospital), Series A, in a principal  
amount not to exceed \$7,250,000, the execution and delivery of  
an indenture, operating agreement, contract of insurance,  
regulatory agreement, bond purchase agreement, official  
statement and certain other actions in connection therewith;  
approving Orrick, Herrington and Sutcliffe as bond counsel.

COMMITTEE ACTION: Reviewed by RULES on 1/9/84. Recommendation to  
refer, with no Committee recommendation, to City Council meeting of 1/23/84.  
Directed City Manager to report to Council with additional information on the  
valuation process used to determine City Manager's recommendation (CMR-84-4)  
to approve Villaview Bond Program. Districts 5, 7 and Mayor voted yea.  
Districts 6 and 8 not present.

FILE LOCATION:

MEET CONTFY84

COUNCIL ACTION: (Tape location: C130-E120).

MOTION BY MARTINEZ TO CONTINUE TO MARCH 5, 1984, 2:00 P.M. TIME

CERTAIN, TO ALLOW THE CITY MANAGER TIME TO MEET WITH THE BOND COUNSEL AND THE CITY ATTORNEY'S OFFICE PRIOR TO PREPARING A REPORT

FOR COUNCIL'S REVIEW WITH REGARD TO QUESTIONS RAISED RELATING TO (1)

IDENTIFIED PERCENTAGE OF BEDS FOR THE ELDERLY, (2) RETENTION BY THE

CITY OF FUTURE INTEREST IN THE HOSPITAL, (3) WHY THE 10 PERCENT INFLATION RATE IS NOT COMPOUNDED ANNUALLY FOR THE PERIOD OF TIME IN

QUESTION, (4) WHAT IS THE TRUE VALUE OF THE PROPERTY, AND (5) TO PROVIDE ANY OTHER PERTINENT INFORMATION SO THAT THE DECISION TO BE

MADE WOULD ALSO TAKE INTO ACCOUNT THE BEST INTEREST OF THE CITIZENS.

Second by Struiksma. Passed by the following vote: Mitchell-nay, Cleator-nay, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not present.

\* ITEM-S402: (R-84-1303) ADOPTED AS RESOLUTION R-260159

Approving and adopting the recommendation of the City Manager as contained in City Manager Report CMR-83-501, dated December 1, 1983, and approved unanimously by the Rules Committee on December 7, 1983, to provide staff support to the Reinvestment Task Force and to be assigned to the Housing Commission; authorizing the Auditor and Comptroller to transfer the sum of \$24,500 from Fund 18520, Department 5821, Organization 2101 (10th Year CDBG Contingencies) to Fund 18520, Department 5811, Organization 1101, (Reinvestment Task Force) and to expend such funds as required for such additional support staff assistance.

(See City Manager Report CMR-83-501.)

COMMITTEE ACTION: Reviewed by RULES on 12/7/83. Recommendation to adopt the Resolution. Districts 5, 6, 7, 8 and Mayor voted yea.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: A080-089).

CONSENT MOTION BY CLEATOR TO ADOPT. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea,

Martinez-yea, Mayor Hedgecock-yea.

ITEM-S403: (R-84-1402) ADOPTED AS AMENDED AS RESOLUTION R-260160

Authorizing and directing the City Manager to immediately initiate actions necessary in order to proceed with a proposed acquisition for open space park purposes of that property generally described as Emerald Vista Estates, consisting of approximately 30 acres, located south of Highway 94 and west of Kelton Road.

COUNCIL MEMBER REPORT:

Emerald Vista Estates Subdivision (TM-82-0747) is located south of Highway 94 and west of Kelton Road. The property consists of approximately 30 acres of natural open space, two deep natural canyons and, along Highway 94, an unimproved channel. The owner, Fred Hartnett of Wyoming, is in the process of obtaining approvals for the final map prior to its March 26 deadline. No extensions of that date are possible. Anticipating final approvals, the owner is entertaining several offers to purchase.

The approved tentative map can at best produce only a marginal residential project. Those familiar with the map agree that the location of the lots ignore the sensitive and versatile topography and in many cases are not even adequate on which to build. Circulation patterns are confusing. Most importantly, the design requires filling and grading which will destroy two visually priceless urban canyons that are part of the Chollas-Radio Canyon system, approved for purchase with Proposition C monies.

With development being imminent, the only opportunity to acquire this property is now. The property owner has indicated a willingness to work with the City toward its possible acquisition if the City will proceed immediately.

FILE LOCATION:

STRT OS-3

COUNCIL ACTION: (Tape location: A115-143).

MOTION BY MURPHY TO AMEND TO INCLUDE THE CONDITION THAT THE MONEY

EXPENDED FOR THE SITE ACQUISITION COME FROM PROPOSITION C MONIES AND

BE A PART OF THE \$5,000,000 THAT COUNCIL ALLOCATED FOR DISTRICT 4 AND ADOPT AS AMENDED. Second by Martinez. Passed by the following vote: Mitchell-yea, Cleator-yea, McColl- yea, Jones-not present, Struiksma-yea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-yea.

ITEM-UC-1: (R-84-1320) ADOPTED AS RESOLUTION R-260162

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

Excusing Council Member William D. Jones from the City  
Council meeting of Tuesday, February 21, 1984, and the Public  
Services and Safety Committee meeting of Wednesday, February  
22, 1984, due to illness.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E121-130).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the  
following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-not present.

ITEM-UC-2: (R-84-1321) ADOPTED AS RESOLUTION R-260163

A Resolution presented to the City Council with UNANIMOUS  
CONSENT:

Excusing Council Member Cleator from attendance at the  
Special Joint City Council/Board of Education meeting held on  
January 26, 1984, for the purpose of obtaining medical  
treatment.

FILE LOCATION:

MEET

COUNCIL ACTION: (Tape location: E121-130).

MOTION BY MURPHY TO ADOPT. Second by Martinez. Passed by the  
following vote: Mitchell-yea, Cleator-yea, McColl-yea,  
Jones-not present, Struiksmayea, Gotch-yea, Murphy-yea,  
Martinez-yea, Mayor Hedgecock-not present.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Gotch at 4:28 p.m.

FILE LOCATION:

MINUTES

COUNCIL ACTION: (Tape location: E131-140).

MOTION BY McCOLL TO ADJOURN IN HONOR OF THE MEMORY OF  
STEPHEN R.

LATHAN. Second by Murphy. Passed by the following vote:  
Mitchell-yea, Cleator-yea, McColl-yea, Jones-not present,  
Struiksmayea, Gotch-yea, Murphy-yea, Martinez-yea, Mayor Hedgecock-not  
present.